

05-17-2002

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

102094663

5-2-02

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

☒ New☐ Resubmission (Non-Recordation)
Document ID # _____☐ Correction of PTO Error

Reel # _____ Frame # _____

☐ Corrective Document

Reel # _____ Frame # _____

Conveyance Type

☐ Assignment☐ License☐ Security Agreement☐ Nunc Pro Tunc Assignment☒ Merger

Effective Date

Month Day Year
05 31 1998☐ Change of Name☐ Other _____

Conveying Party

☐ Mark if additional names of conveying parties attached.

Execution Date

Month Day Year
05 31 1998Name CAPROCK INDUSTRIES, INC.

Formerly _____

☐ Individual ☐ General Partnership ☐ Limited Partnership ☒ Corporation ☐ Association☐ Other _____☒ Citizenship/State of Incorporation/Organization DELAWARE

Receiving Party

☐ Mark if additional names of receiving parties attached.

1694172

Name CARGILL INCORPORATED

DBA/AKA/TA _____

Composed of _____

Address (line 1) 15407 MCGINTY ROAD WEST

Address (line 2) _____

Address (line 3) WAYZATA
CityMINNESOTA
State55391
Zip Code☐ Individual ☐ General Partnership ☐ Limited Partnership☒ Corporation ☐ Association☐ Other _____☒ Citizenship/State of Incorporation/Organization DELAWARE

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be on a separate document from assignment.)

FOR OFFICE USE ONLY

05/16/2002 LINELLER 00000278 061135 1694172

01 FE:481
02 FE:48240.00 CH
25.00 CH

Public burden reporting this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignment, Washington D.C. 20231TRADEMARK
REEL: 002507 FRAME: 0966

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name _____

Address (line 1) _____

Address (line 2) _____

Address (line 4) _____

Correspondent Name and AddressArea Code and Telephone Number 312-577-7000Name JOSEPH T. NABORAddress (line 1) FITCH, EVEN, TABIN & FLANNERYAddress (line 2) 120 SOUTH LASALLE STREET, SUITE 1600Address (line 4) CHICAGO, IL 60603-3406**Pages** Enter the total number of pages of the attached conveyance document
including any attachments.# 7**Trademark Application Number(s) or Registration Number(s)** [] Mark if additional numbers attached.

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)**Registration Number(s)**

1,694,172

1,702,267

Number of Properties

Enter the total number of properties involved.

2**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 65.00Method of Payment: Enclosed [] Deposit Account [X]
(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

06-1135

Authorization to charge additional fees:

Yes [X] No []

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any
attached copy is a true copy of the original document. Charges to deposit account are authorized, as
indicated herein.

JOSEPH T. NABOR

Signature

APRIL 22, 2002
Date Signed

Delaware

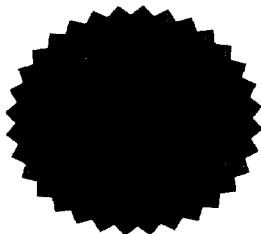
PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"CAPROCK INDUSTRIES, INC.", A DELAWARE CORPORATION,
WITH AND INTO "CARGILL, INCORPORATED" UNDER THE NAME OF
"CARGILL, INCORPORATED", A CORPORATION ORGANIZED AND EXISTING
UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED
IN THIS OFFICE THE TWENTY-EIGHTH DAY OF MAY, A.D. 1998, AT 10:30
O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF
THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE THIRTY-FIRST DAY
OF MAY, A.D. 1998.



Harriet Smith Windsor

Harriet Smith Windsor, Secretary of State

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020185347

AUTHENTICATION: 1678529

DATE: 03-20-02

TRADEMARK

REEL: 002507 FRAME: 0968

**CERTIFICATE OF OWNERSHIP AND MERGER
MERGING
CAPROCK INDUSTRIES, INC.
INTO
CARGILL, INCORPORATED**

Cargill, Incorporated, a corporation organized and existing under the laws of Delaware ("Cargill"),

DOES HEREBY CERTIFY:

FIRST: Cargill was incorporated on the 18th day of July, 1930, pursuant to the General Corporation Law of the State of Delaware.

SECOND: Cargill owns all of the outstanding shares of the stock of Caprock Industries, Inc., a corporation incorporated on the 10th day of December, 1969, pursuant to the General Corporation Law of the State of Delaware ("Caprock").

THIRD: That Cargill, by resolution of its Executive Committee, duly adopted, on the 27th day of May, 1998, which resolution is attached hereto as Exhibit A, determined to and did merge into itself said Caprock. The Executive Committee of Cargill is expressly empowered to adopt a certificate of ownership and merger pursuant to Section 253 of the General Corporation Law of the State of Delaware.

FOURTH: This Certificate of Ownership and Merger shall be effective on May 31, 1998.

IN WITNESS WHEREOF, Cargill, Incorporated has caused this Certificate to be signed by William W. Veazey, Corporate Vice President and Treasurer, and attested by Jeanne Y. Smith, its Assistant Secretary, this 27th day of May, 1998.

CARGILL, INCORPORATED

By: 

William W. Veazey
Corporate Vice President and Treasurer

ATTEST:

By: 

Jeanne Y. Smith
Assistant Secretary

Resolution of the Executive Committee of the Board of Directors of Cargill, Incorporated adopted on May 27, 1998

"WHEREAS, Cargill, Incorporated (the "Corporation") is a corporation organized and existing under the General Corporation Law of Delaware; and

WHEREAS, The Corporation owns all of the outstanding shares of Caprock Industries, Inc. ("Caprock"), which is organized and existing under the laws of the State of Delaware; and

WHEREAS, The General Corporation Law of the State of Delaware permits a merger of Caprock into the Corporation, with the Corporation being the surviving corporation (the "Merger");

NOW, THEREFORE, BE IT RESOLVED, That the Corporation hereby adopts the Plan of Merger of Caprock into the Corporation effective May 31, 1998, which Plan is attached hereto; and

RESOLVED FURTHER, That the proper officers of this Corporation be, and they hereby are, directed to make and execute a Certificate of Ownership and Merger setting forth a copy of the Resolutions to merge Caprock and assume its liabilities and obligations, and the date of adoption thereof, and to cause the same to be filed with the Secretary of the State of Delaware and to do all acts and things whatsoever, whether within or without the State of Delaware, which may be in any way necessary or proper to effect the Merger."

[O:\DOMESTIC.SUB\ACTIVE\CAPROCK\MERGER\DE.SAM]